

**IN THE UNITED STATES BANKRUPTCY COURT FOR  
THE EASTERN DISTRICT OF PENNSYLVANIA**

IN RE:	:	
Scott Alexaki,	:	Bankruptcy No. 16-15290-elf
Debtor(s)	:	Chapter 13
	:	
Select Portfolio Servicing, Inc. as servicing	:	
agent for U.S. Bank NA, successor trustee to	:	
Bank of America, NA, successor in interest to	:	
LaSalle Bank NA, as trustee, on behalf of the	:	
holders of the WaMu Mortgage Pass-Through	:	
Certificates, Series 2006-AR13,	:	
Movant,	:	
	:	
Scott Alexaki,	:	
Debtor(s) / Respondent(s),	:	
	:	
and	:	
William C. Miller,	:	
Trustee / Respondent.	:	

**OBJECTION TO CONFIRMATION OF CHAPTER 13 PLAN**

Select Portfolio Servicing, Inc. as servicing agent for U.S. Bank NA, successor trustee to Bank of America, NA, successor in interest to LaSalle Bank NA, as trustee, on behalf of the holders of the WaMu Mortgage Pass-Through Certificates, Series 2006-AR13, (“Secured Creditor”), by and through its counsel, Matthew C. Waldt, Esquire, as and for its objection to confirmation of Debtor’s Chapter 13 Plan, respectfully states as follows:

1. Debtor is Scott Alexaki.
2. On June 24, 2015, Debtor filed a petition pursuant to Chapter 13 of Title 11 of the United States Code. Debtor is the owner of the real property commonly known as 145 Nancy Lane, King of Prussia, PA 19406 (the “Property”).
3. Secured Creditor holds the first mortgage on the Property.

4. Secured Creditor has not yet filed its Proof of Claim but anticipates doing so shortly. As such, Secured Creditor reserves the right to supplement this objection.

5. As will be more fully set forth in the aforementioned Proof of Claim, as of the date of the filing of the instant Chapter 13 petition, total arrears due to Secured Creditor through the Plan are \$77,244.16.

6. Debtor's Chapter 13 Plan does not provide for payment of mortgage arrears to Secured Creditor.

7. The Chapter 13 Plan does not provide for Mortgagee to receive distributions with a value equal to the allowed amount of its claim as required by 11 U.S.C. § 1325(a)(5)(B)(ii).

8. The Chapter 13 Plan is not feasible.

9. Secured Creditor objects to the Debtor's Chapter 13 Plan as same does not propose to cure the entire pre-petition delinquency due to Secured Creditor and thus the Plan is not feasible as filed.

WHEREFORE, Secured Creditor respectfully requests that confirmation of Debtor's Chapter 13 Plan be denied unless modified to provide for payment of pre-petition arrears in full, as set forth above, due to Secured Creditor, and for such other just and appropriate relief as the Court may deem proper.

Respectfully submitted,  
MILSTEAD & ASSOCIATES, LLC

DATED: August 31, 2016

/s/Matthew C. Waldt  
Matthew C. Waldt, Esquire  
Attorney ID No. 203308  
1 E. Stow Road  
Marlton, NJ 08053  
(856) 482-1400  
Attorneys for Movant

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Trustee / Respondent.

**CERTIFICATION OF SERVICE**

Matthew C. Waldt, Esquire counsel for Select Portfolio Servicing, Inc. as servicing agent for U.S. Bank NA, successor trustee to Bank of America, NA, successor in interest to LaSalle Bank NA, as trustee, on behalf of the holders of the WaMu Mortgage Pass-Through Certificates, Series 2006-AR13, hereby certifies that a copy of the Objection to Confirmation of Plan was served upon the following persons via electronic transmission or by regular first-class mail, postage pre-paid on August 31, 2016, addressed as follows:

William C. Miller, Trustee Chapter 13 Trustee 1234 Market Street Suite 1813 Philadelphia, PA 19107 <i>via electronic transmission</i>	Daniel P. Mudrick, Esquire MUDRICK & ZUCKER, PC One West First Avenue Suite 101 Conshohocken, PA 19428 <i>via electronic transmission</i>
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MILSTEAD & ASSOCIATES, LLC

DATED: August 31, 2016

By: s/Matthew C. Waldt  
Matthew C. Waldt, Esquire  
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